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3 UNITED STATES BANKRUPTCY COURT  
4 NORTHERN DISTRICT OF CALIFORNIA

5 In re

6 WHITEHARVEST, LLC,

No. 10-11769

7 Debtor(s).  
8 \_\_\_\_\_/

9 Memorandum  
\_\_\_\_\_

10 In his reply, the Trustee represents that “Debtor’s counsel proposed that he would prepare and  
11 file the motion to sell in order to expedite the process and to limit the estate’s administrative expense  
12 and that the Trustee could join in the motion later.” The court suggests that it will take more than  
13 “joinder” to make a silk purse out of this sow’s ear. The court intends to deny the motion without  
14 prejudice to the Trustee’s rights, not allow the Trustee to make sense out of nonsense. The court also  
15 reminds the Trustee that when the debtor sought to reopen the case, *the debtor asked that no trustee be*  
16 *appointed!* The only reason the court reopened the case is to permit the Trustee to try and recover  
17 something for creditors, not give license to a frivolous motion by the debtor. The Trustee is cautioned  
18 that if he lends any credence to the motion he may share liability for any sanctions the court may  
19 consider.

20 Dated: April 13, 2011

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23 Alan Jaroslovsky  
U.S. Bankruptcy Judge  
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